



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Office of Financial Management

Permanent Rule Only

Effective date of rule:

Permanent Rules

X 31 days after filing.

Other (specify)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

☐ Yes

X No

If Yes, explain:

Purpose: Chapter 43.371 RCW directs the Office of Financial Management (OFM) to establish a statewide all-payer health care claims database (WA-APCD) to support transparent public reporting of health care information. RCW 43.371.050(2) and RCW 43.371.070(1)(d), (e) and (g) provides that the OFM director shall adopt rules necessary to implement this chapter and provides specific areas in which rules should be adopted.

These new rules provide the process for requests for data from the WA-APCD, reasons for the denial of a request and the process for administrative review and appeal of a denial of a request. The rules also provide additional definitions related to these new rules. This will begin to set the requirements necessary to allow requests to be submitted, reviewed and approved/denied so that data may be released.

Citation of existing rules affected by this order:

Repealed:

Amended: 1 Suspended:

Statutory authority for adoption: chapter 43.371 RCW

Other authority :

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 16-17-117 on August 23, 2016

Describe any changes other than editing from proposed to adopted version:

In response to comments received, one change was made to clarify what needs to be provided when requesting data. Specifically, WAC 82-75-210(2)(a)(iii) was changed to add that a requester only needs to submit the IRB application "if applicable." This recognizes that not all requests will need to have an IRB approval.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:

phone () _____

Address:

fax () _____

e-mail _____

Date adopted November 1, 2016

NAME (TYPE OR PRINT)

Roselyn Marcus

SIGNATURE

Roselyn Marcus

TITLE

Assistant Director of Legal and Legislative Affairs (Rules Coordinator)

Office of Financial Management

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 01, 2016

TIME: 8:50 AM

WSR 16-22-062

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	<u>11</u>	Amended	<u>1</u>	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	11	Amended	1	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	11	Amended	1	Repealed	_____